

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA, )  
                                )  
Plaintiff,                 )                           8:23CR91  
                                )  
vs.                         )  
                                )  
DEMARCUS MCGAUGH,         )                           ORDER  
                                )  
Defendant.                 )

This matter is before the court on the Unopposed Motion to Continue Trial [39]. Counsel needs additional time to review discovery and engage in plea negotiations. For good cause shown,

**IT IS ORDERED** that the Unopposed Motion to Continue Trial [39] is granted, as follows:

1. The jury trial now set for January 2, 2024, is continued to **March 4, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and March 4, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

**DATED: December 18, 2023.**

**BY THE COURT:**

**s/ Michael D. Nelson**  
**United States Magistrate Judge**